Agency ORI# NY0080000

(607) 3342000

# Chenango County Sheriff's Office 279 COUNTY RD 46, NORWICH, NY, 13815 COMPLAINT ARREST AFFIDAVIT

AGENCY REPORT NUMBER 2014-002003 COURT DOCKET NUMBER

Juvenile

Phone (607) 33	342000		COMPLAINT	ARRES	TAFFIDA	VIT			Juvenile
A OPI Number		rangu Nama						Agency Rep	ort Number
Ny 0080000	A9 C	gency Name:	O COUNTY SHE	RIFF'S OF	FICE			2014-00	
teported: Day	Da		Time(mil)	Time Dispat	ched (mil)Time An			Time Comp	
SATURI		8/09/2014		16:46	16:46			16:46	Arrestel
rrest: Day SATURI		1te 8/09/2014	Time(mil) 17:00	Arrested? YES	NCIC Ch		875#: 8750160L		2014-2003
ooked: Day		0/09/2014 nte	Time(mil)	Court Case		i Amount:		d Type	Appearance Ticket Issue
SATURI	DAY 0	8/09/2014	20:30			00.00	Ca		NO
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				DEFENDAN	Τ				
ffense Indicator:	Defendant Code:		Juvanile Name (Fin	st Middle Last 4	Family)	MAICH	ID.		
.2.3.4 amily / Maiden Name	D		NO MICHA	ELPETE	R GINCERO		JK	Occupation	
SWILL A Maidel Manie			BINGHAMTON	1		d State	3	LABORE	
ddress			City	011		State	ZIp	Pho ()	ne
2 RTE 369		Address	BINGHAMT	ON	City	Ny	- 8	tate Zip	Business Phone
mployer / School		Addiess			- Ony				()
ocial Security Number	Res. Type New York		Res. Status Resident	Driver Lice	nse Number			Person Arrest#	ODTS#
lace	Ethnicity		Sex	Dale of Bir		Height	Weight		
Nbite	Non-hispa Hair Length	anic	Male Hair Style	Facial Hair	39	5'5	140 Eye Co	Medium	Complexion
lair Color Brown	Short		Straight	Goates			Broy		Fair
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ffense Offense Type Felony		Description;	OFFER	TION OF I		ED OFF	ENSE V	VITHIN 10 Y	Counts
ffense Status	Statute Violation		Forced Entry?		cupancy			Type Weapor	
Committed	1192(03)				0.11				
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ituation Type	-)- Offerder			Crime	Category				
Single Victim/sing	<u>lie Oriender</u>								
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3 Infraction			G ALCOHOL IN I			HIGHV	/AY	Type Weapon	_1
Offense Status Committed	Statute Violation 1227(01)	Number	Forced Entry?	Oc	cupancy			type weapon	1
Studion Type	1221(01)			Crim	e Category				
Single Victim/sing	ale Offender								
			ADM	NISTRATIV	-				
Report Contains			ADM	INISTRATIVI					
			ADM	INISTRATIVI		nd subsc	ribed befo	ore me this 25	th day of June, 2019.
			ADM	INISTRATIVI	Sworn to a				
Related Report Number(s)		ID, Nur			Sworn to a			ore me this 25	
Related Report Number(s) Officer Raylewing (If Application Report Number(s)	cable	ID. Nur 9800	mber Approved	Date	Sworn to a				
Related Report Number(s) Officer Reviewing (if Application Reviewing (if Application Reviewing (if Application Reviewing (if Application Reviewing	cable) OM. #Offenders #P	9800 Premises Ent.	mber Approved 3 10/14/ Vehicles Stolen # Arrested	Date 2014	Sworn to a	m the ab		ments are cor	rect and true.
Report Contains  Related Report Number(s)  Officer Reviewing (if Applicobb), RICHARI Offenses # Victims 4 1	cable) D.M.	9803	mber Approved 3 10/14/ Vehicles Stolen # Arrested	Date 2014	Sworn to a	m the ab		ments are cor	
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Agency ORI	* NY008	0000				ounty Sheriff'					REPORT NUMB	BER 2014-002003 ER
Phone	(607) 3	34200	0			ARREST A						Juvenila
Agency ORI		-	Agency Nan								Agency Repor	
NY0080 Reported:	Day		Date		Time(mil)	Time Dispatched (m	ii)Tir				2014-002 Time Complete	
Arrest:	SATUR	DAY	08/09/2 Date	014	16:46 Time(mll)	16:46 Arrested?		6:46 IC Check?	OBTS#:		16:46	Аптезія
	SATUR	DAY	08/09/2	014	17:00	YES Court Gase Number:	N	O Bond Amount	66750			2014-2003 Appearance Ticket Issued
Booked:	SATUR		08/09/2	014	Time(mil) 20:30			1,000.00		Cash	Court Locatio	NO
STATE H	WY 8	1	NEW BERLIN	08/09/2	2014 Arrest Time 2014 17:00	BRILLINGER		08/09	1/2014	19:30	Town Of	New Berlin-0959
					OFFEN	SE(S) / CHARGE(	<b>\$</b> )					
	Offense Type Infraction	)	Descripti REFU		TAKE BREA	THITEST						Counts 1
Offense State	us		iolation Number		Forced Entry?	Occupancy					Type Weapon	
Situation Ty					1	Crime Catego	ŋ					
Single v		NE OIL	211001.									
}												
1												

ADMINISTRATIVE Report Contains Sworn to and subscribed before me this 25th day of June, 2019. Related Report Number(e) I swear/affirm the above statements are correct and true. Officer Reviewing (If Applicable)
COBB, RICHARD M. Approved Date 10/14/2014 ID. Number 9803 # Premises Ent. # Vehicles Stolen # Arrested # Victims # Offendors # Offenses 0 0 SUPERVISOR'S SIGNATURE 1 OFFICER'S SIGNATURE Officer(s) Reporting
ELLINGSEN\_C TED ID. Number 9804 Routed To None Date Cleared ID. Off. Number 2 Unit Date Referred To 08/10/2014 08/09/2014 108

### **COMPLAINT ARREST AFFIDAVIT - VEHICLE**

Juvenile

1 Original

Agency ORI Number NY0080000	Ĉ	gency Name CHENANGO COL	JNTY SHE	RIFF'S OF	FICE		2014-002		
Original Date Reported	Incident Typ	• While Intoxicate							
	- Carwing		2.2713.271132			-	To Tag Reg. / Doc #  Decal Number Tag Type Passenger Car  Trailer Type  Noticable Damage, Interior Color, etc.)  GER SIDE OF VEHICLE Propulsion Boat Type  Date Recovered Value Recovered Hold(Yes/No) Reason / Authority NO  Major Body Parts Tag/Decal/Stolen  Site Side Side Side Side Side Side Side Sid		
Person Code #	Vel	h # Vehicle Classification		HICLE / VES	SEL	Туре			
Df1,V1.	1	DAMAGED	DESTROY			AU	TO		
Vehicle Use PUBLIC TRANSE	ORTATI	ON		hicle Style <b>Dr Hardtor</b>	)			Tag Reg. /	Doc#
Year Make		Model		Tag Expi	re Tag	State	Decal Number		ager Cor
2000 HOND		Estimated Value	Damage	2016	NY NY		Trailer Ty		iger Car
	Placarded	Condition: Windows Cir	<b>Functional</b>	Your in Impaired	Insurance Comp	D (BP)/			
	Placarded	NO	NO	NO NO	Insurance Com	party			
Insurance Policy #	Lien Holde	er		Insurance s	ummery				
Color: Top		Bottom		Description	(Identifying Chara	cteristics,	Noticable Damage, Inte	ior Color, etc.)	
Gray Vessel Name		Gray		DAMA( Length		SSENO Malerial			Type
A62961 (45110)				Langin					
Recovery Address / Geograp	hic Indicator							Date Recovered	Value Recovered
Recovery Loc.		Recovery Code	Original Reporti	ing Agency	Report Nu	mber		Reason / Authority	
Method of Theft		Components Stripped:	Tires/Whe	els Batt	ery Trans	mission		s Other/ Specify:	
		N/A VIN Plat	e Radio/CB			o Parts	Tag/Decal/Stole	n	
Towed By		Si	orage Location			NC	ilc	En	terad by
Report Contains				ADMINISTR	ATIVE		Related Report Nu	mber(s)	
Officer(s) Reporting	ED	1D. Numb 9804	er Name				ID. Number	Unil 108	Date 08/10/2014
ELLINGSEN, C ] Officer Reviewing (if Applica	able)	ID Numb		red Date		# Victims		remises Ent. # Ve	hicles Stolen # Arrested
COBB, RICHARD	) M	9803	10/1	4/2014	4	1	1 0	Page :	4 of 7 Page(s)

	COMPLAINT	WWWE91	AFFIDAVII -	NANNA	HAEO		ATION		Juvenile
Agency ORI Number NY0080000	Agency Nam	NGO COUI	NTY SHERIFF'S	OFFICE		-	cy Report Number		
Original Date Reported 08/09/2014	Incident Typ Driving	While Intoxi	cated						
			NARRATIVE CONT	INUATION					
	On Saturday Augus from John Saturday Augus from John Saturday Augus from John Saturday Augus from John Saturday registration GPR64 Young stated the own of New Berlin At approximately 10 southbound on Stapulled the vehicle of registration of GPR vehicle stop and into Gincerowski of 82 Upon initial contact alcoholic beverage as Michael was sw Michael had impair Michael asked why to his involvement obtained his licens the Unadilla Racett the operator of the provide the informational paperwork. I asked wehicle and again of used the drivers since walked. I observehicle, which apprhappened. Michael I asked Michael hot stated 5 - 12 ounces.	the Unadilla 93, struck 2 perator was e to the accidor vehicle ad Michael Ginc in Charge, and and would 645 hours, Cote Hwy 8 in tower after he 16493. At appleterviewed the 16493 at appleterviewed the at aying from seed speech at a he was being in a leaving from seed speech at a he was being in a leaving from the other vehicle at Michael to observed Michael to obs	Racetrack, when vehicles before le intoxicated.  Ident scene, dispandicident. The plate erowski of Bingha Andrew Wheatley attempt to locate of C Wheatley states the Town of New confirmed the vehicle operator of the inghamton, NY.  In I observed Michael was sling stopped and le in the scene of a monael stated he did the shoulder of State his insurance in other vehicle involved in the front passible to steady him to the front passible to seed Michael I in the accident at the obolic beverages	who stated a gray version the came back amton, NY stated he the 2000 He de he was Berlin. Old hicle in from hours, I are vehicle, identified and impropersion to vehicle averaged motor cenself and Nenger side now the dance racetrace the had contended to the had the had the had contended to the had the	e plate of k to a 20 New Be was on Honda.  behind a was on Honda.  behind a was on Honda.  behind a was on Honda a was entified a was on Honda a was entified a was entifie	the vehicle of the gray Hey stated In had a Nethe location in the spoke was stopent and a with the parking ael states was unable the vehicle of the vehicle	notor rk ent.  le color y 8 in the  onda he w York n of the  n ination d to me. ped due itness g lot of he gave le to st the from the hael reet as is e		
Report Contains			ADMINI	STRATIVE		Related Repo	rt Number(s)		
Officer(s) Reporting ELLINGSEN	CTED	ID Number 9804	Name			ID Number	Unit 108	Date 08/10	1/2014
Officer Reviewing (If A	applicable)	ID. Number 9803	Approved Date 10/14/2014	# Offenses	# Victims	# Offenders	# Premises Enl	# Vehicles Stat	
Routed To NONE	MAD IVI	0000	Referred To						
Assigned To			Asigned By						Date

Exception Type

Case Status ARRESTED ADULT

Date Cleared 08/09/2014 Page 5 of 7 Page(s)

#### **COMPLAINT ARREST AFFIDAVIT - NARRATIVE CONTINUATION**

Agency ORI Number NY0080000	Agency Name CHENANGO COUNTY SHERIFF'S OFFICE	Agency Report Number 2014-002003	
Original Date Reported 08/09/2014	Incident Type Driving While Intoxicated		

#### NARRATIVE CONTINUATION

he would submit to field sobriety tests to determine his intoxication level. Michael was hesitant at first, but then agreed, stating every time he has taken field sobriety tests, it has resulted in his arrest for driving while intoxicated. I asked Michael how many time he has been arrested for driving while intoxicated. Michael stated a number of times and one time the arrest was a felony. I asked Michael if he had any medical conditions or physical limitations that would prohibit Michael from taking the tests. Michael stated no.

The first test administered was Horizontal Gaze Nystagmus. Michael failed this test by exhibiting 6 clues, lack of smooth pursuit, maximum deviation and Nystagmus prior to 45 degree.

I asked Michael to perform the One Leg Stand. Michael refused to perform the test, stating "I'm fucked, because this is a felony". I asked Michael what that statement meant. Michael stated "I'm drunk and I would just be wasting your time, just arrest me".

I asked Michael if he was willing to perform other field sobriety tests or submit to a breath screening device. Michael refused to perform any other tests and refused the breath screening device.

At approximately 1700 hours, I placed Michael under arrest for driving while intoxicated and read Michael is Miranda and Chemical test warnings. When asked if he would submit to a chemical test of his breath for alcohol, Michael stated "No".

At approximately 1745 hours while en route back to the station on Hale St in the City of Norwich, I read Michael is Chemical test warning again. Michael refused a second time and stated "If I had a designated driver, I would not have drove in my condition".

Once back at the station at approximately 1820 hours, I read Michael is Chemical warnings a third time. For a third time, Michael refused to take a chemical test by stating, "No, its not going to matter".

Michael was arraigned in the Town of New Berlin court for Felony driving while intoxicated, refusal to submit to breath screening device, open container in motor vehicle and leaving the scene of a motor vehicle accident.

Michael was remanded to the Chenango County Correctional facility on 1,000 cash

		ADMIN	IISTRATIVE					
Report Contains		Related Report Number(s)						
Officer(s) Reporting ELLINGSEN, C TED	ID Number 9804	Name			ID. Number	Unit 108	Date 08/10/20 es Ent # Vehicles Stoken 0	014
Officer Reviewing (If Applicable) COBB, RICHARD M	10, Number 9803	Approved Date 10/14/2014	# Offenses	# Victims	# Offenders	4 Premises Ent		# Arrester
Routed To NONE		Referred To						
Assigned To		Asigned By				Date		9
Case Status ARRESTED ADULT		Exception Type						Cleared /09/201

Juvenile

## **COMPLAINT ARREST AFFIDAVIT - NARRATIVE CONTINUATION**

	Name of Manage				Anenn	v Renort Number		
	CHENANGO COU	NTY SHERIFF'S	OFFICE					
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	=	NARRATIVE CON	INUATION					
On Sunday land line, when a grathonda was approache exchange stat was intoxic hurt someo	August 10th 2014 a who stated she was a say Honda almost hit is leaving the parking d the driver, later ide sed she believed Michinformation with the sed she got the plate cated and might get in one.	own of New Berli t approximately ( t the Unadilla mo ner vehicle and the lot. stated ntified as Michae nael was intoxica other drivers of the number of the gr	in court on a 0945 hours, otorcross ra- ien struck to it the gray H il, and aske ted and she ie vehicles ay Honda b	I spoke ces with wo vehic londa sto d what he did not Michael pecause	her boyfrie cles as the opped, so se was doling see Micha hit before leshe felt Mi	via end gray she ng. ael leaving. chael		
	On Sunday land line, when a gra Honda was approache exchange stat was intoxic hurt someo	bail and is to re-appear in the T On Sunday August 10th 2014 a land line, who stated she was a when a gray Honda almost hit h Honda was leaving the parking approached the driver, later ide stated she believed Mich exchange information with the o	Driving While Intoxicated  NARRATIVE CONT  bail and is to re-appear in the Town of New Berli On Sunday August 10th 2014 at approximately (I land line, who stated she was at the Unadilla mowhen a gray Honda almost hit her vehicle and the Honda was leaving the parking lot. Stated approached the driver, later identified as Michael stated she believed Michael was intoxicated exchange information with the other drivers of the stated she got the plate number of the gray was intoxicated and might get into another accidental someone.	CHENANGO COUNTY SHERIFF'S OFFICE Incident Type Driving While Intoxicated  NARRATIVE CONTINUATION  bail and is to re-appear in the Town of New Berlin court on a count	CHENANGO COUNTY SHERIFF'S OFFICE Incident Type Driving While Intoxicated  NARRATIVE CONTINUATION  bail and is to re-appear in the Town of New Berlin court on August 1  On Sunday August 10th 2014 at approximately 0945 hours, I spoke land line, who stated she was at the Unadilla motorcross races with when a gray Honda almost hit her vehicle and then struck two vehicle Honda was leaving the parking lot. Stated the gray Honda stated she driver, later identified as Michael, and asked what he stated she believed Michael was intoxicated and she did not exchange information with the other drivers of the vehicles Michael stated she got the plate number of the gray Honda because was intoxicated and might get into another accident in his intoxicated hurt someone.	CHENANGO COUNTY SHERIFF'S OFFICE  Incident Type Driving While Intoxicated  NARRATIVE CONTINUATION  bail and is to re-appear in the Town of New Berlin court on August 13th at 140  On Sunday August 10th 2014 at approximately 0945 hours, I spoke to land line, who stated she was at the Unadilla motorcross races with her boyfric when a gray Honda almost hit her vehicle and then struck two vehicles as the Honda was leaving the parking lot. It stated the gray Honda stopped, so approached the driver, later identified as Michael, and asked what he was dolugible to the driver of the vehicles Michael hit before stated she got the plate number of the gray Honda because she felt Michael and might get into another accident in his intoxicated condition hurt someone.	Driving While Intoxicated  NARRATIVE CONTINUATION  Dail and is to re-appear in the Town of New Berlin court on August 13th at 1400 hours  On Sunday August 10th 2014 at approximately 0945 hours, I spoke to via land line, who stated she was at the Unadilla motorcross races with her boyfriend when a gray Honda almost hit her vehicle and then struck two vehicles as the gray Honda was leaving the parking lot. Stated the gray Honda stopped, so she approached the driver, later identified as Michael, and asked what he was doing. Stated she believed Michael was intoxicated and she did not see Michael exchange information with the other drivers of the vehicles Michael hit before leaving. Stated she got the plate number of the gray Honda because she felt Michael was intoxicated and might get into another accident in his intoxicated condition and hurt someone.	CHENANGO COUNTY SHERIFF'S OFFICE  Incident Type Driving While Intoxicated  NARRATIVE CONTINUATION  Dail and is to re-appear in the Town of New Berlin court on August 13th at 1400 hours  On Sunday August 10th 2014 at approximately 0945 hours, I spoke to via land line, who stated she was at the Unadilla motorcross races with her boyfriend when a gray Honda almost hit her vehicle and then struck two vehicles as the gray Honda was leaving the parking lot. Stated the gray Honda stopped, so she approached the driver, later identified as Michael, and asked what he was doing. Stated she believed Michael was intoxicated and she did not see Michael exchange information with the other drivers of the vehicles Michael hit before leaving. Stated she got the plate number of the gray Honda because she felt Michael was intoxicated and might get into another accident in his intoxicated condition and hurt someone.

Exception Type

Case Status
ARRESTED ADULT

Page 7 of 7 Page(s)

Date Cleared 08/09/2014